

**RESOLUTION OF THE  
WHITE MOUNTAIN APACHE TRIBE OF THE  
FORT APACHE INDIAN RESERVATION**

- WHEREAS,** the Bureau of Indian Affairs, Phoenix Area Safety of Dams Program is designed to protect both dams and people from dam failure on lands belonging to the White Mountain Apache Tribe; and
- WHEREAS,** the Congress has appropriated funds for the Bureau of Indian Affairs Safety of Dams Program for emergency planning and early warning for high hazard dams including design, installation, operation, and maintenance; and
- WHEREAS,** the Bureau of Indian Affairs has proposed to install an automated early warning system on the Fort Apache Indian Reservation to monitor nine high hazard dams to increase warning time and reduce the potential loss of life in the event one or more of these dams should fail; and
- WHEREAS,** the White Mountain Apache Tribe and Bureau of Indian Affairs have entered into a P.L. 93-638 Indian Self Determination and Education Assistance Act Cooperative Agreement to conduct Safety of Dams Operations and Maintenance activities; and
- WHEREAS,** the work under the Agreement would be done in phases, depending upon availability of funding with the Bureau of Indian Affairs, through an existing technical services agreement between the Bureau of Reclamation and its subcontractors, would provide for the design and installation of electronic equipment, and the Tribe, through its Cooperative Agreement, would construct the data collection stations buildings and provide recurring annual facilities maintenance with funding provided under the agreement; and
- WHEREAS,** electronic equipment maintenance would be provided for under the Agreement by a service contract with the installation subcontractor or other acceptable service organization also paid for under the Agreement; and
- WHEREAS,** the data collected by the early warning system could be expanded to include additional information that could also be a valuable asset to Tribal natural resource programs such as hydrology, fisheries, forestry, and wildlife management. Costs for gathering non-safety of dams information would be borne by the benefitting programs; and

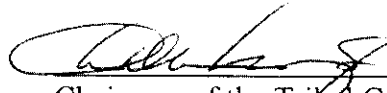
**WHEREAS**, all data collected would remain confidential, with the exception of notification of dam failure or imminent failure.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Bureau of Indian Affairs Safety of Dams Program to install an early warning system on the Reservation, subject to the condition set forth herein.

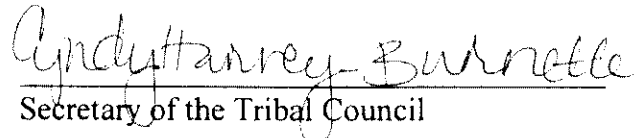
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the Bureau of Indian Affairs find an appropriate and expedient mechanism either through an existing P.L. 93-638 Cooperative Agreement between the White Mountain Apache Tribe and the Bureau of Indian Affairs, or other appropriate method determined by the Bureau of Indian Affairs to construct data collection station buildings and operation and maintenance of the early warning system.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby delegates authority to the Tribal Chairman, or in his absence, the Vice-Chairman to execute the documents needed to carry out the intent of this resolution.

The foregoing resolution was on February 5, 1999 duly adopted by a vote of seven for and zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (i), (s), (t), and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Chairman of the Tribal Council



Secretary of the Tribal Council